IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 17TH SEPTEMBER 2007 / 26TH BHADRA 1929

WP(C).No. 25238 of 2007(D)

PETITIONER:

JOJI EDATTEL,EDATTEL HOUSE,
KALLOORKAD.P.O. MOOVATTUPUZHA.

BY ADV. SRI.G.PRABHAKARAN

RESPONDENTS:

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1. THE SECRETARY, REGIONAL TRANSPORT AUTHORITY/REGIONAL TRANSPORT OFFICER, MUVATTUPUZHA.

2. THE REGIONAL TRANSPORT AUTHORITY REGIONAL TRANSPORT OFFICER, IDUKKI.

BY GOVT. PLEADER MR. BENJAMIN PAUL.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 17/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT. P1 TRUE COPY OF THE REQUEST DT. 13-8-2007.

EXT. P2 TRUE COPY OF THE RECEIPT DT. 9-8-2007.

EXT. P3 TRUE COPY OF THE UNDERTAKING DT. 13-8-2007.

EXT. P4 TRUE COPY OF THE LETTER DT. 14-8-2007.

EXT. P5 TRUE COPY OF THE ORDER DT. 6-2-2007 IN WPC No. 3956/07.

/TRUE COPY/

P.S. TO JUDGE.

Jan/-

ANTONY DOMINIC, J.

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W.P.(C) No. 25238 OF 2007D
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Dated this the 17th September, 2007

J U D G M E N T

The only ground on which clearance certificate sought for was declined is the pendency of check reports. It is mentioned in Ext. P4 that in view of that it is not possible to issue clearance certificate. By Ext. P4 the petitioner was also directed to clear the check reports pending with the R.T.O., Idukki and produce the clearance certificate. The petitioner does not want to compound the check report. If he does not compound those offences the respondents are at liberty to proceed against the petitioner and his permit in accordance with law. However, subject to that the clearance certificate can be issued. In view of this, the writ petition is disposed of directing the respondents to issue clearance certificate as sought for by the petitioner by accepting Ext. P3 Undertaking.

ANTONY DOMINIC
JUDGE

jan/-